

**STATE OF ILLINOIS  
COMMERCE COMMISSION  
PUBLIC UTILITIES  
MINUTES OF JULY 26, 2006  
BENCH MEETING**

Pursuant to Section 2.02 of the Open Meetings Act, a Bench Meeting of the Commerce Commission was convened by Chairman Box at 10:30 a.m. on July 26, 2006 in the Chicago Office of the Commission. Present were: Commissioners Ford, Lieberman, O'Connell-Diaz, Wright and Chairman Box.

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| <b>Approval of Minutes</b> |
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The following minutes were approved:

July 11, 2006 Pre-Bench Meeting  
July 12, 2006 Bench Meeting  
July 17, 2006 Closed Minute Memorandum

**Commissioner Wright made a Motion to adopt the minutes. Commissioner O'Connell-Diaz seconded the Motion. All present voted aye on the Motion.**

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| <b>Electric</b> |
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| E-1 | 06-0525 | Illinois Commerce Commission<br>On Its Own Motion<br>Consideration of the federal standard on interconnection in<br>Section 1254 of the Energy Policy Act of 2005 |
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Topics of discussion included: Commissioner Wright requested Staff use the last draft on interconnection rules as a starting point, and update with any new edits.

**All present voted aye on the Order Initiating Proceeding**

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| E-2 | 06-0526 | Illinois Commerce Commission<br>On Its Own Motion<br>Consideration of the federal standard on time-based<br>metering and communications in Section 1252 of the<br>Energy Policy Act of 2005 |
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**All present voted aye on the Order Initiating Proceeding**

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| E-3 | ERM #085 | Commonwealth Edison Company<br>Tariff to revise its standard rates pertaining to the<br>purchase of electricity by the Company from cogeneration<br>and small power production facilities. |
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**All present voted aye to Not Suspend the Filing**

E-4           ERM #091           Central Illinois Light Company d/b/a AmerenCILCO  
Tariff to restate its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

E-5           ERM #092           Central Illinois Public Service Company d/b/a AmerenCIPS  
Tariff to restate its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

E-6           ERM #093           Central Illinois Public Service Company d/b/a AmerenCIPS  
Tariff to restate its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

E-7           ERM #094           Illinois Power Company d/b/a AmerenIP  
Tariff to restate its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

E-8           ERM #095           Interstate Power and Light Company  
Tariff to revise its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

E-9           ERM #096           MidAmerican Energy Company  
Tariff to revise its standard rates pertaining to the  
purchase of electricity by the Company from cogeneration  
and small power production facilities.

**All present voted aye to Not Suspend the Filing**

- E-10          ERM #097          Mt. Carmel Public Utility Company  
Tariff to restate its standard rate pertaining to the purchase of electricity by the Company from cogeneration and small power production facilities.

**All present voted aye to Not Suspend the Filing**

- E-11          ERM #098          South Beloit Water, Gas and Electric Company  
Tariff to revise its standard rates pertaining to the purchase of electricity by the Company from cogeneration and small power production facilities.

**All present voted aye to Not Suspend the Filing**

- E-12          ERM #102          Illinois Power Company d/b/a AmerenIP  
Tariff to correct two errors found in its Rider P (Parallel Generation Service).

**All present voted aye to Not Suspend the Filing**

- E-13          05-0597          Commonwealth Edison Company  
Proposed general increase in rates for delivery service.  
(Tariffs filed on August 31, 2005)

Topics of discussion included: Chairman Box questioned the DST rate that applies when customers choose an alternative energy provider; ALJ Dolan stated that, depending on the supplier, customers would receive an aggregate rate from ComEd under bundled service.

This item was considered at the reconvened 12:00 p.m. Bench meeting.

- E-14          06-0376          Citizens Utility Board  
Petition of the Citizens Utility Board for an Investigation of ComEd's Provision of reliable electric service.

**All present voted aye on the Motion to Withdraw**

- E-15          06-0442          Sempra Energy Solutions  
Application to Amend Certificate of Service Authority under Section 16-115 of the Public Utilities Act.

**All present voted aye on the Order Approving Application**

E-16          06-0467          Southwestern Electric Cooperative, Inc. and Illinois Power Company d/b/a AmerenIP  
Joint Petition for Approval of Request to Serve pursuant to Section 9 of the Service Area Agreement dated August 20, 1970, between Southwestern Electric Cooperative, Inc. and Illinois Power Company d/b/a AmerenIP.

**All present voted aye on the Order Approving Request**

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| <b>Gas</b> |
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G-1          GRM #174          Northern Illinois Gas Company  
Tariff to revise its customer bill form and to reinstate omitted language in its Rider 8 (Adjustments for Municipal and State Utility Taxes).

**All present voted aye to Not Suspend the Filing**

G-2          06-0183          Glenwood Associates/Wald Management Company, Inc.  
-vs-  
Peoples Gas Light and Coke Company  
Complaint as to incorrect direction for transferring gas meters in Chicago, Illinois.

**All present voted aye on the Stipulation and Joint Motion to Dismiss**

G-3          06-0186          John C. Harris  
-vs-  
Peoples Gas Light and Coke Company  
Complaint as to billing/charges in Chicago, Illinois.

**All present voted aye on the Joint Motion to Dismiss**

G-4          06-0334          Gabriel Jimenez  
-vs-  
Northern Illinois Gas Company d/b/a Nicor Gas Company  
Complaint as to billing/charges in Evanston, Illinois.

**All present voted aye on the Joint Motion to Dismiss**

G-5          06-0355          Irvin Fabier  
-vs-  
Illinois Energy Savings Corp. d/b/a U.S. Energy Savings Corp.

Complaint as to billing/charges in Chicago, Illinois.

**All present voted aye on the Motion to Dismiss**

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| G-6 | 06-0368 | Atmos Energy Corporation<br>Application for an order approving the implementation of a universal shelf registration for debt and equity financing pursuant to Section 6-102 of the Public Utilities Act. |
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**All present voted aye on the Order Approving Application**

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| <b>Telecommunications</b> |
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| <b>"Do Not Investigate" Tariff Recommendations</b> |
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| T-1 | TRM #484<br>TRM #485 | Illinois Bell Telephone Company<br>Filings to correct the rate for Centrex Class Visual Message Waiting Indicator feature. |
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**All present voted aye to Not Investigate and Not Suspend the Filings**

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| <b>"Do Not Suspend" Tariff Recommendations</b> |
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| T-2 | TRM #453 | Verizon North Inc.<br>Filing to increase the month-to-month rates for CustoPAK Service offering. |
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**All present voted aye to Not Suspend the Filing**

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| T-3 | TRM #454 | Verizon South Inc.<br>Filing to increase month-to-month rates for CustoPAK Service offering. |
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**All present voted aye to Not Suspend the Filing**

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| <b>Investigate Tariff Recommendations</b> |
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| <b>Suspend Orders/Resuspension Orders</b> |
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| <b>Certificate Cases</b> |
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| T-4 | 06-0002<br>WITHDRAWN | CCG Communications LLC d/b/a Verosity Technology Partners, Inc.<br>Application for a Certificate of Local and Interexchange |
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Authority to Operate as a Reseller and Facilities Based Carrier of Telecommunications Services throughout the State of Illinois.

**This item was withdrawn – No Action Taken**

T-5            06-0174            eGIX Network Services, Inc.  
Application for a Certificate of Local and Interexchange Authority to Operate as a Reseller and a Facilities-Based Carrier of Telecommunications Services throughout the State of Illinois.

**All present voted aye on the Amendatory Order**

T-6            06-0373            dPi Teleconnect, LLC  
Application for a certificate for authority to operate as a reseller of telecommunications services in the entire State of Illinois.

**All present voted aye on the Order Granting Certificates**

T-7            06-0386            HTC Communications Co.  
Application for Certificates of Service Authority to provide facilities-based and resold local exchange and facilities-based interexchange telecommunications services statewide within the State of Illinois pursuant to Sections 13-403, 13-404 and 13-405 of the Public Utilities Act.

**All present voted aye on the Order Granting Certificates**

T-8            06-0409            Network Innovations, Inc.  
Application for a Certificate of Interexchange Authority to Operate as a Reseller of Telecommunications Services throughout the State of Illinois.

**All present voted aye on the Order Granting Certificate**

T-9            06-0422            T-Mobile USA, Inc., T-Mobile Central LLC, and Powertel/Memphis, Inc.  
Application for Joint Certificate of Service Authority to Operate as Providers of CMRS Telecommunications Services in the State of Illinois.

**All present voted aye on the Order Granting Certificate**

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| T-10 | 06-0423 | Vilaire Communications, Inc.<br>Application for certificate of local authority to operate as a reseller and a facilities-based carrier of telecommunications services in the service area of Ameritech in the State of Illinois. |
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**All present voted aye on the Order Granting Certificates**

## Surrender of Certificates

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| T-11 | 06-0455 | VarTec Telecom, Inc. d/b/a Clear Choice Communications<br>d/b/a VarTec Telecom, Inc., Excel Telecommunications,<br>Inc. and VarTec Solutions, Inc.<br>Petition (by Letter) to Withdraw Authority. |
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**All present voted aye on the Order Granting Petition**

## Complaint Cases

T-12      05-0713      Illinois Bell Telephone Company  
-vs-  
King City Telephone, LLC d/b/a Southern Illinois  
Communications and Royal Phone Company LLC  
Complaint pursuant to Section 10-108 of the Illinois Public  
Utilities Act and 83 Ill. Admin. Code 200.170.

**All present voted aye on the Order Granting Complaint in Part**

## 9-1-1 Cases

## Other

|      |         |  |
|------|---------|--|
| T-13 | 06-0527 | Illinois Commerce Commission<br>On Its Own Motion<br>-VS-<br>Exergy Group, LLC<br>Citation for failure to file Annual Report |
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**All present voted aye on the Order Initiating Citation Proceeding**

T-14            06-0528            Illinois Commerce Commission  
On Its Own Motion  
-VS-

nii communications, Ltd.  
Citation for failure to file Annual Report

**All present voted aye on the Order Initiating Citation Proceeding**

T-15          06-0529          Illinois Commerce Commission  
                                 On Its Own Motion  
                                 -vs-  
                                 Quick-Tel Communications, Inc.  
                                 Citation for failure to file Annual Report

**All present voted aye on the Order Initiating Citation Proceeding**

T-16          06-0530          Illinois Commerce Commission  
                                 On Its Own Motion  
                                 -vs-  
                                 TC Marketing Corp. d/b/a TC Marketing Corp. of Delaware  
                                 Citation for failure to file Annual Report

**All present voted aye on the Order Initiating Citation Proceeding**

T-17          06-0531          Illinois Commerce Commission  
                                 On Its Own Motion  
                                 -vs-  
                                 WorldxChange Corp. d/b/a Acceris Communications  
                                 Partners d/b/a Acceris Communications Solutions  
                                 Citation for failure to file Annual Report

**All present voted aye on the Order Initiating Citation Proceeding**

T-18          06-0532          Illinois Commerce Commission  
                                 On Its Own Motion  
                                 -vs-  
                                 Global Teldata, Inc.  
                                 Citation for failure to file Annual Report

**All present voted aye on the Order Initiating Citation Proceeding**

T-19          02-0629          Illinois Commerce Commission  
                                 On Its Own Motion  
                                 -vs-  
                                 National Prepaid, Inc.  
                                 Citation for failure to file Annual Reports.



**All present voted aye on the Motion to Dismiss**

T-20          05-0697          Illinois Bell Telephone Company  
Proposed elimination of wholesale performance plan  
tariffs. (Tariffs filed September 19, 2005)

This item will be considered at the August 15<sup>th</sup> Pre-Bench meeting.

**This item was HELD – No Action Taken**

T-21          06-0027          Illinois Commerce Commission  
-vs-  
Illinois Bell Telephone Company  
Investigation of specified tariffs declaring certain services  
to be competitive telecommunications services.

This item will be considered at the August 16<sup>th</sup> Bench meeting.

**This item was HELD – No Action Taken**

T-22          06-0312          Illinois Commerce Commission  
On Its Own Motion  
Amendment of 83 Ill. Adm. Code 757

**All present voted aye on the Order Authorizing Second Notice Period**

T-23          06-0391          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
Farrand Telephone Services, Inc.  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-24          06-0392          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
Golden Tel, Inc.  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-25          06-0393          Illinois Commerce Commission

On Its Own Motion  
-vs-  
O.A.P.I., Inc.  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-26          06-0394          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
Radio Communication Corporation  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-27          06-0395          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
Theodore S. Deleaver d/b/a T.S.D. Communication  
Service  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-28          06-0396          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
Robert C. Gonzales  
Citation for failure to file Annual Report.

**All present voted aye on the Order Revoking Certificate**

T-29          06-0404          Verizon North Inc. and Verizon South Inc.  
Verified Petition for a Waiver from the Public  
Requirements of 83 Ill. Adm. Code Part 255.20

**All present voted aye on the Order Approving Request**

T-30          06-0430          Illinois Commerce Commission  
On Its Own Motion  
-vs-  
BITWISE Communications, Inc.  
Citation for failure to file Annual Report.

**All present voted aye on the Order Dismissing Proceeding**

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| T-31 | 06-0431 | Illinois Commerce Commission<br>On Its Own Motion<br>-vs-<br>Dial Com Systems, Inc.<br>Citation for failure to file Annual Report. |
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**All present voted aye on the Order Dismissing Proceeding**

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| <b>Section 252</b> |
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| T-32 | 06-0361 | Illinois Bell Telephone Company and Mpower Communications Corp. d/b/a Mpower Communications of Illinois<br>Joint Petition for Approval of 4th Amendment to Interconnection Agreement dated May 1, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-33 | 06-0363 | Citizens Telecommunications Company of Illinois d/b/a Frontier Citizens Communications of Illinois and Level 3 Communications, L.L.C.<br>Joint Petition for Approval of Negotiated Amendment to Interconnection Agreement pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-34 | 06-0365 | Illinois Bell Telephone Company and Clear Rate Communications, Inc.<br>Joint Petition for Approval of Interconnection Agreement dated April 26, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Agreement**

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| T-35 | 06-0366 | Illinois Bell Telephone Company and Clear Rate Communications, Inc.<br>Joint Petition for Approval of 1st Amendment to Interconnection Agreement dated April 26, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-36 | 06-0377 | Illinois Bell Telephone Company and U.S. Fiber LLC<br>Joint Petition for Approval of 2nd Amendment to<br>Interconnection Agreement dated May 2, 2006, pursuant<br>to 47 U.S.C. Section 252 |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-37 | 06-0384 | Citizens Telecommunications Company of Illinois d/b/a<br>Frontier Citizens Communications of Illinois and Granite<br>Telecommunications, LLC<br>Joint Petition for Approval of Interconnection Agreement<br>pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Agreement**

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| T-38 | 06-0385 | Illinois Bell Telephone Company and Aero<br>Communications, LLC<br>Joint Petition for Approval of 3rd Amendment to<br>Interconnection Agreement dated May 4, 2006, pursuant<br>to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-39 | 06-0397 | Illinois Bell Telephone Company and Computer View, Inc.<br>Joint Petition for Approval of Interconnection Agreement<br>dated May 15, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Agreement**

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| T-40 | 06-0398 | Illinois Bell Telephone Company and QuantumShift<br>Communications, Inc.<br>Joint Petition for Approval of 3rd Amendment to<br>Interconnection Agreement dated May 12, 2006, pursuant<br>to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-41 | 06-0450 | Illinois Bell Telephone Company and Insight Phone of<br>Illinois, LLC d/b/a Insight Phone<br>Joint Petition for Approval of Interconnection Agreement<br>dated June 14, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Agreement**

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| T-42 | 06-0451 | Illinois Bell Telephone Company and Insight Phone of Illinois, LLC d/b/a Insight Phone<br>Joint Petition for Approval of 1st Amendment to Interconnection Agreement dated June 14, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-43 | 06-0452 | Illinois Bell Telephone Company and Insight Phone of Illinois, LLC d/b/a Insight Phone<br>Joint Petition for Approval of 2nd Amendment to Interconnection Agreement dated June 8, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-44 | 06-0453 | Illinois Bell Telephone Company and PaeTec Communications, Inc.<br>Joint Petition for Approval of 9th Amendment to Interconnection Agreement dated June 8, 2006, pursuant to 47 U.S.C. Section 252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-45 | 06-0461 | Verizon North Inc. and Verizon South Inc. and YMax Communications Corp.<br>Joint Petition For Approval Pursuant to 47 U.S.C. Sections 252 (a)(1) and 252(e) of an Interconnection Agreement. |
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**All present voted aye on the Order Approving Agreement**

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| T-46 | 06-0462 | Verizon North Inc. and Verizon South Inc. and YMax Communications Corp.<br>Joint Petition For Approval of an Agreement Amending the Terms of an Interconnection Agreement Pursuant to 47U.S.C. Section252. |
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**All present voted aye on the Order Approving Amendment to Agreement**

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| T-47 | 06-0463 | Verizon North Inc. and Verizon South Inc. and Insight Phone of Illinois, LLC d/b/a Insight Phone<br>Joint Petition For Approval Pursuant to 47 U.S.C. Sections |
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252 (a)(1) and 252(e) of an Interconnection Agreement.

**All present voted aye on the Order Approving Agreement**

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| <b>Water and Sewer</b> |
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| <b>Miscellaneous</b> |
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| <b>Petitions for Rehearing</b> |
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| <b>Scheduling of Meetings and Other Business</b> |
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The meeting was recessed until 12:00 p.m.

The meeting was reconvened at 12:00 p.m. Present were: Commissioners Ford, Lieberman, O'Connell-Diaz, Wright and Chairman Box.

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|------|---------|---|
| E-13 | 05-0597 | Commonwealth Edison Company<br>Proposed general increase in rates for delivery service.<br>(Tariffs filed on August 31, 2005) |
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Topics of discussion included: Chairman Box presented an omnibus package of the Commission's proposed revisions; the proposed revisions included reduced costs in areas of cost of capital, incentive compensation payments, uncollectible debt, charitable donations and advertising expenses; Chairman Box also stated the Real Time Pricing ("RTP") issue would not be decided in this docket even though there is newly enacted legislation relative to RTP; the Commission will hold RTP workshops at a later date.

**Commissioner O'Connell-Diaz made a Motion to accept the omnibus package of revisions to the Order. Commissioner Ford seconded the Motion. All present voted aye on the Motion.**

**Commissioner Wright made a Motion to Enter the Order as amended from the Bench. Commissioner Lieberman seconded the Motion. Commissioners Ford, Lieberman, O'Connell-Diaz, Wright and Chairman Box voted aye on the Order as amended from the Bench.**

The meeting was adjourned.